



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No. AUS920000224US1

In re application of: §

WOLFGANG ROESNER, ET AL. §

Serial No.: 09/751,802 §

Filed: 29 DECEMBER 2000 §

For: NAMING AND MANAGING §  
SIMULATION MODEL EVENTS §

Examiner: UNKNOWN

**RECEIVED**

MAY 09 2001

Art Unit: 2123

OFFICE OF PETITIONS  
DEPUTY A/C PATENTS

**RESPONSE TO NOTICE OF OMITTED ITEM(S) IN A**  
**NONPROVISIONAL APPLICATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

This Response is submitted in answer to the Notice Of Omitted Item(s) In A Nonprovisional Application, dated February 16, 2001, having a shortened two month statutory period set to expire April 16, 2001.

Submitted herewith are formal drawings for the above-identified application.

CERTIFICATE OF MAILING

37 CFR 1.8(A)

I hereby certify that this correspondence is being deposited with the U. S. Postal Service as First Class Mail in an envelope addressed to Box: \_\_\_\_\_, Commissioner of Patents and Trademarks, Washington, D. C. 20231, on the date below.

3/14/2001  
Date

Signature

Dena Paris

No fee is believed to be required; however, in the event any additional fees are required, please charge IBM Corporation Deposit Account No.09-0447. No extension of time is believed to be necessary. However, in the event an extension of time is required, that extension of time is hereby requested. Please charge any fee associated with an extension of time to IBM Corporation Deposit Account No. 09-0447.

Respectfully submitted,



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ATTORNEY FOR APPLICANTS



## UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
 UNITED STATES PATENT AND TRADEMARK OFFICE  
 WASHINGTON, D.C. 20231  
 www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/751,802	12/29/2000	Wolfgang Roesner	AUS920000224US1

## CONFIRMATION NO. 5324

## FORMALITIES LETTER



"OC000000005771626"

Andrew J. Dillon  
 FELSMAN, BRADLEY, VADEN, GUNTER & DILLON, LLP  
 Lakewood on the Park, Suite 350  
 7600B North Capital of Texas Highway  
 Austin, TX 78731

Date Mailed: 02/16/2001

## NOTICE OF OMITTED ITEM(S) IN A NONPROVISIONAL APPLICATION

## FILED UNDER 37 CFR 1.53(b)

A filing date has been accorded to the above-identified nonprovisional application papers; however, the following item(s) appear to have been omitted from the application:

- Figure(s) **8C** described in the specification.

I. Should applicant contend that the above-noted omitted item(s) was in fact deposited in the Patent and Trademark Office (PTO) with the nonprovisional application papers, a copy of this Notice and a petition (and \$130.00 petition fee (37 CFR 1.17(i))) with evidence of such deposit **must** be filed within **TWO MONTHS** of the date of this Notice. The petition fee will be refunded if is determined that the item(s) was received by the PTO.

II. Should applicant desire to supply the omitted item(s) and accept the date that such omitted item(s) was filed in the PTO as the filing date of the above-identified application, a copy of this Notice, the omitted item(s) (with a supplemental oath or declaration in compliance with 37 CFR 1.63 and 1.64 referring to such items), and a petition under 37 CFR 1.182 (with the \$130.00 petition fee (37 CFR 1.17(h))) requesting the later filing date **must** be filed within **TWO MONTHS** of the date of this Notice.

III. The failure to file a petition (and petition fee) under the above options (I) or (II) within **TWO MONTHS** of the date of this Notice (37 CFR 1.181(f)) will be treated as a constructive acceptance by the applicant of the application as deposited in the PTO. **THIS TWO MONTH PERIOD IS NOT EXTENDABLE UNDER 37 CFR 1.136(a) OR (b).** In the absence of a timely filed petition in reply to this Notice, the application will maintain a filing date as of the date of deposit of the application papers in the PTO, and original application papers (i.e., the original disclosure of the invention) will include only those application papers present in the PTO on the date of deposit.

In the event that applicant elects not to take action pursuant to options (I) or (II) above (thereby constructively electing option (III)), amendment of the specification to renumber the pages consecutively and cancel incomplete sentences caused by any omitted page(s), and/or amendment of the specification to cancel all references to any omitted drawing(s), relabel the drawing figures to be numbered consecutively (if necessary), and correct the references in the specification to the drawing figures to correspond with any relabelled drawing figures, is required. Any drawing changes should be accompanied by a copy of the drawing

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130.00 OP

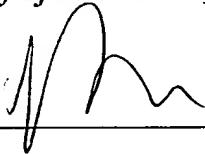
130.00 OP

03/21/2001 ODEBELA1 00000020 09751802  
 130.00 OP

figures showing the proposed changes in red ink. Such amendment and/or correction to the drawing figures, if necessary, should be by way of preliminary amendment submitted prior to the first Office action to avoid delays in the prosecution of the application.



*A copy of this notice **MUST** be returned with the reply.*



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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



Received in the U.S.P.T.O.

In re Application of:

**WOLFGANG ROESNER, ET AL.**

Naming and Managing Simulation Model Events

**ENCLOSED HEREWITH:**

1. Preliminary Amendment;
2. Certificate of Mailing; and
3. Our return postcard.

**IBM CORPORATION**

Serial. No. 09/751,802; Filed: 12/29/00

Our File No. 0116AD-AUS920000224US1

Mailed: February 21, 2001

MWB:jar

cc: IBM